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UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF CALIFORNIA, SACRAMENTO DIVISION

In re:	)	Case No. 10-20525
	)	Chapter 11
CARL M. JOHNSON and	)	Docket Control No.: UST-1
SAUNDRA E. JOHNSON)	
	)	Hearing: August 30, 2011
	)	Time: 9:32 AM
	)	Place: 501 I Street, 6th Floor
Debtors	)	Sacramento, CA 95814
	)	Dept B - Courtroom 32
)	
	)	Judge: Hon. Thomas C. Holman
)	
	)	EXHIBIT IN SUPPORT OF OPPOSITION TO
	)	TRUSTEE'S MOTION TO DISMISS
)	
)	

Exhibits A is incorporated for reference in the Opposition to Trustee's Motion to Dismiss
as follows:

Exhibit A - Amended Schedules

August 16, 2011
Sacramento, California

By: /s/ C. Anthony Hughes
C. Anthony Hughes
Attorney for Debtor

Exhibit A – Amended Schedules

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United States Bankruptcy Court
Eastern District of California

CARL JOHNSON and SAUNDRA JOHNSON

In re

Debtor(s)

Case No.

Chapter

11

AMENDMENT COVER SHEET

Amendment(s) to the following petition, list(s), schedule(s), or statement(s) are attached hereto:

- | | |
|---|--|
| <input type="checkbox"/> Petition | <input type="checkbox"/> Statement of Financial Affairs |
| <input type="checkbox"/> Creditor Matrix | <input type="checkbox"/> Statement of Intention |
| <input type="checkbox"/> List of 20 Largest Unsecured Creditors | <input type="checkbox"/> List of Equity Security Holders |
| <input checked="" type="checkbox"/> Schedules (check appropriate boxes). See Instruction #4 below. | |
| <input type="checkbox"/> A <input type="checkbox"/> B <input type="checkbox"/> C <input type="checkbox"/> D <input type="checkbox"/> E <input type="checkbox"/> F <input type="checkbox"/> G <input type="checkbox"/> H <input checked="" type="checkbox"/> I <input checked="" type="checkbox"/> J | |
| <input type="checkbox"/> Summary of Schedules (includes Statistical Summary of Certain Liabilities and Related Data) | |

REQUIRED IF AMENDING SCHEDULE(S) A, B, D, E, F, I, OR J.

Purpose of amendment (check one):

- ☐ To add pre-petition creditors, delete creditors, change amounts owed or classifications of debt (\$26.00 fee required, provided the judge may, for good cause, waive the charge in any case.) NOTE: Lists, schedules and statements that add or change creditors must be accompanied by an amended matrix listing only the creditors added or changed.
- ☒ No pre-petition creditors were added, creditors deleted, or amounts owed or classifications of debt changed.

NOTICE OF AMENDMENT TO AFFECTED PARTIES

Pursuant to Federal Rule of Bankruptcy Procedure 1009(a), I certify that notice of the filing of the amendment(s) checked above has been given this date to the Trustee in this case, and to any and all entities affected by the amendment, together with a copy of the notice of meeting of creditors, the discharge (if one has been entered), a subsequent notice to file claims (if one has been issued), and any other document affecting the rights of the added creditors. (NOTE: Proof of service, indicating that service has been made, must be filed with the Court.)

Dated: **August 16, 2011**

Attorney's [or Pro Se Debtor's] Signature:

Printed Name:

Mailing Address:

Anthony Hughes

**1395 Garden Highway Ste 150
 Sacramento, CA 95833**

DECLARATION BY DEBTOR

I(We), the undersigned debtor(s), hereby declare under penalty of perjury that the information set forth in the amendment(s) attached hereto, consisting of **4** pages, is true and correct to the best of my(our) information and belief.

Dated: **August 16, 2011**

CARL JOHNSON
 Debtor's Signature

Dated: **August 16, 2011**

Joint Debtor's Signature

B61 (Official Form 61) (12/07)
CARL JOHNSON

In re _____ Debtor(s) Case No. _____

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on Form 22A, 22B, or 22C.

Debtor's Marital Status:	DEPENDENTS OF DEBTOR AND SPOUSE	
Married	RELATIONSHIP(S): None.	AGE(S):
Employment:	DEBTOR	SPOUSE
Occupation		
Name of Employer	State of California	State of California
How long employed		
Address of Employer		

INCOME: (Estimate of average or projected monthly income at time case filed)

1. Monthly gross wages, salary, and commissions (Prorate if not paid monthly)
2. Estimate monthly overtime

DEBTOR	SPOUSE
\$ <u>5,624.56</u>	\$ <u>4,065.84</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

3. SUBTOTAL

\$ <u>5,624.56</u>	\$ <u>4,065.84</u>
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4. LESS PAYROLL DEDUCTIONS

- a. Payroll taxes and social security
b. Insurance
c. Union dues
d. Other (Specify) See Detailed Income Attachment

\$ <u>542.09</u>	\$ <u>291.86</u>
\$ <u>34.60</u>	\$ <u>0.00</u>
\$ <u>84.37</u>	\$ <u>58.89</u>
\$ <u>1,172.55</u>	\$ <u>759.10</u>

5. SUBTOTAL OF PAYROLL DEDUCTIONS

\$ <u>1,833.61</u>	\$ <u>1,109.85</u>
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6. TOTAL NET MONTHLY TAKE HOME PAY

\$ <u>3,790.95</u>	\$ <u>2,955.99</u>
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7. Regular income from operation of business or profession or farm (Attach detailed statement)
8. Income from real property
9. Interest and dividends
10. Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above
11. Social security or government assistance
(Specify): _____

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>

12. Pension or retirement income

13. Other monthly income

(Specify):

William Bird property rental income (net before mortgage)
V Street property rental income (net before mortgage)

\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>0.00</u>	\$ <u>0.00</u>
\$ <u>1,800.00</u>	\$ <u>0.00</u>
\$ <u>900.00</u>	\$ <u>0.00</u>

14. SUBTOTAL OF LINES 7 THROUGH 13

\$ <u>2,700.00</u>	\$ <u>0.00</u>
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15. AVERAGE MONTHLY INCOME (Add amounts shown on lines 6 and 14)

\$ <u>6,490.95</u>	\$ <u>2,955.99</u>
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16. COMBINED AVERAGE MONTHLY INCOME: (Combine column totals from line 15)

\$ <u>9,446.94</u>

(Report also on Summary of Schedules and, if applicable, on
Statistical Summary of Certain Liabilities and Related Data)

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document:

B6I (Official Form 6I) (12/07)

In re **CARL JOHNSON**

Case No. _____

Debtor(s) _____

SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)
Detailed Income Attachment

Other Payroll Deductions:

Retirement	\$ 408.92	\$ 273.03
457 Plan	\$ 50.00	\$ 0.00
401K Plan	\$ 50.00	\$ 0.00
Fed Tax Adj	\$ 300.00	\$ 200.00
State Tax Adj	\$ 150.00	\$ 100.00
401K Loan	\$ 84.37	\$ 0.00
457 Loan	\$ 89.42	\$ 0.00
PERS Supplemental	\$ 25.00	\$ 0.00
Charitable Contribution	\$ 5.00	\$ 2.00
Insurance	\$ 9.84	\$ 17.39
Parking	\$ 0.00	\$ 105.00
PERS Direct Deposit	\$ 0.00	\$ 61.68
Total Other Payroll Deductions	\$ 1,172.55	\$ 759.10

B6J (Official Form 6J) (12/07)

CARL JOHNSON

In re

Case No.

Debtor(s)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate any payments made bi-weekly, quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the deductions from income allowed on Form 22A or 22C.

☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a separate schedule of expenditures labeled "Spouse."

1. Rent or home mortgage payment (include lot rented for mobile home)	\$	0.00
a. Are real estate taxes included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
b. Is property insurance included? Yes <input type="checkbox"/> No <input checked="" type="checkbox"/>		
2. Utilities:		
a. Electricity and heating fuel	\$	150.00
b. Water and sewer	\$	150.00
c. Telephone	\$	180.00
d. Other	\$	0.00
3. Home maintenance (repairs and upkeep)	\$	140.00
4. Food	\$	800.00
5. Clothing	\$	200.00
6. Laundry and dry cleaning	\$	50.00
7. Medical and dental expenses	\$	20.00
8. Transportation (not including car payments)	\$	500.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	180.00
10. Charitable contributions	\$	50.00
11. Insurance (not deducted from wages or included in home mortgage payments)		
a. Homeowner's or renter's	\$	80.00
b. Life	\$	0.00
c. Health	\$	0.00
d. Auto	\$	350.00
e. Other	\$	0.00
12. Taxes (not deducted from wages or included in home mortgage payments)		
(Specify)	\$	0.00
13. Installment payments: (In chapter 11, 12, and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$	0.00
b. Other See Detailed Expense Attachment	\$	5,856.00
14. Alimony, maintenance, and support paid to others	\$	0.00
15. Payments for support of additional dependents not living at your home	\$	0.00
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
17. Other Savings and buffer and additional contr. to retirement	\$	740.94
Other	\$	0.00
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if applicable, on the Statistical Summary of Certain Liabilities and Related Data.)	\$	9,446.94
19. Describe any increase or decrease in expenditures reasonably anticipated to occur within the year following the filing of this document:		
Daughter is on car insurance also. residence on v street is duplex. net rental income projected includes vacancy factor and rental property projected expenses.		
20. STATEMENT OF MONTHLY NET INCOME		
a. Average monthly income from Line 15 of Schedule I	\$	9,446.94
b. Average monthly expenses from Line 18 above	\$	9,446.94
c. Monthly net income (a. minus b.)	\$	0.00

B6J (Official Form 6J) (12/07)

CARL JOHNSON

In re

Case No.

Debtor(s)

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)
Detailed Expense Attachment

Other Installment Payments:

Class 1 mortgage payment (residence)	\$	1,470.00
Class 2 Mortgage payment (rental)	\$	2,221.00
Class 3 (unsec portion of bifurcated claims)	\$	1,000.00
Class 5 (unsec payment)	\$	50.00
Priority tax debt- IRS 150	\$	150.00
Priority tax debt- FTB 65	\$	65.00
Projected property tax payment William Bird	\$	450.00
Projected property tax payment on V street	\$	450.00
Total Other Installment Payments	\$	5,856.00